IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION 1:11cv286

TD BANK, N.A.,)	
Plaintiff,)	
v.)) <u>ORDE</u>	<u>R</u>
RICHARD G. SIEBURG,)	
Defendant.)	
)	

Previously, the parties reported to the Court that this case had settled and that a stipulation of dismissal would be filed once the final settlement documents were signed. To date, however, the parties have not filed a stipulation of dismissal. This case is currently set for the Court's October 15, 2012, trial calender. Absent the filing of a stipulation of dismissal prior to this time, this case will proceed to trial as scheduled.

Signed: September 6, 2012

Dennis L. Howell United States Magistrate Judge